

REMARKS

In response to the restriction requirement set forth in the Office Action mailed September 18, 2003, Applicant hereby provisionally elects Group I, claims 1-14 and claims 22-27 for continued examination.

The above provisional elections are being made WITH TRAVERSE. Applicant respectfully requests reconsideration and withdrawal of the requirement for election in light of the arguments set forth below.

The Examiner states that the subject application contains claims directed to two patentably distinct inventions as follows:

Group I, claims 1-14 and 22-27, drawn to a method for providing a textile with a stonewashed effect, classified in class 26, subclass 28.

Group II, claims 15-21, drawn to an apparatus for providing a textile with a stonewashed effect, classified in class 26, subclass 28.

The Action states that the apparatus as claimed in claim 15 can be used to practice another method, such as one in which the chamber is held stationary and the fabric is moved past the stones.

Claim 15 has been amended to require that "the chamber being moveable so that the abrasive stones contact textile material placed in the chamber so as to wear and fade the textile material."

In this case, the apparatus of claim 15 as presently amended may not be used to practice the method "in which the chamber is held stationary and the fabric is moved past the stones." The purpose of the apparatus of claim 15 is to have a moveable chamber where the abrasive stones due to their movement wear and fade a textile material placed therein.

Applicant respectfully requests reconsideration and withdrawal of the restriction requirement.

Application No.: 09/903,847

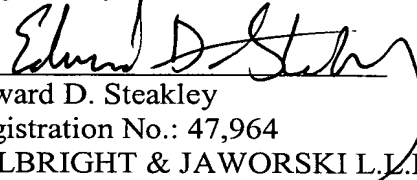
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In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 06-2375, under Order No. HO-P02242US0 from which the undersigned is authorized to draw.

Dated: October 9, 2003

Respectfully submitted,

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